



UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
OFFICE OF THE SECRETARY  
WASHINGTON, D.C.

Issued by the Department of Transportation on July 13, 1999

**NOTICE OF ACTION TAKEN -- DOCKET OST 99-5871**

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Joint Motion of **Federal Express Corporation and United Air Lines, Inc.**, filed **7/9/99**, requesting:

**That the Department suspend the due date for filing answers and competing applications to the application of American Airlines, Inc., in Docket OST-99-5871 (U.S.-People's Republic of China certificate authority and allocation of 10 weekly frequencies) and that the Department provide that any answers and competing applications to that application be due at some reasonable time after issuance of the final order in the *U.S.-China Air Services* case, Docket OST-99-5539.**

Applicant rep: **M. Rush O'Keefe, Jr., (901) 395-5189 (Federal Express) and Jeffrey A. Manley (202) 879-5161 (United)**

DOT Analyst: **John L. Quay (202) 366-1052**

**DISPOSITION**

**XX Granted in part, denied in part**

We have decided not to suspend the due date for answers (July 20, 1999) to American's application. However, we see no need to require the filing of competing applications at this time. American's application requests authority that becomes available April 1, 2001, under the U.S.-China aviation agreement. The Department stated in Order 99-6-17 (footnote 4) that it would institute a proceeding in the near future to consider applications for that new U.S.-China authority. As part of that process (which we would not initiate prior to conclusion of our proceeding in Docket OST-99-5539), we intend formally to call for applications from any interested parties for the April 1, 2001, U.S.-China opportunities. We will consider American's application only in conjunction with those applications which we receive at that subsequent time. Therefore, any carrier interested in filing an application for the new U.S.-China authority need not file a competing application by the due date for answers to American's application. In view of these circumstances, we determine that allowing the due date for answers to American's application to stand will prejudice no carrier's interests.

**Action taken by: Paul L. Gretch, Director  
Office of International Aviation**

Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR §385.30, may file their petitions within ten (10) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

*An electronic version of this document is available on the World Wide Web at:  
<http://dms.dot.gov/general/orders/aviation.html>*